

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

DIRECTV, Inc.

Plaintiff,

vs.

Brian Silva

Defendant

) **Case No.: 03cv12371 MLW**

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**AFFIDAVIT OF ATTORNEY FOR
PLAINTIFF'S MOTION FOR
WITHDRAWAL OF REQUEST
FOR ENTRY OF DEFAULT**

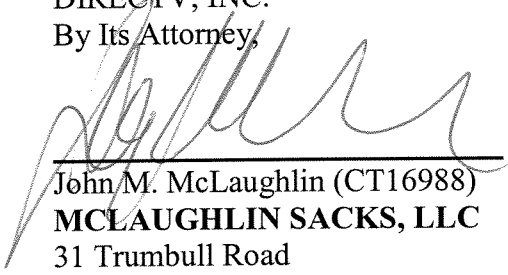
Now comes John M. McLaughlin, Attorney for the Plaintiff in the above-entitled action,
and, on oath, states the following:

1. On November 24, 2003, the Plaintiff filed a Complaint against the Defendant,
Brian Silva, in United States District Court, alleging violations of 47 U.S.C. §
553.
2. On April 28, 2004, the Plaintiff filed a Request For Entry Of Default based upon
an affidavit, which stated that the Defendant had not answered or otherwise
responded.
3. Plaintiff's initial request was based upon Plaintiff's counsel understanding that no
answer had been made.
4. On or about March 19, 2004 Defendant apparently filed an unusual document that
has been accepted as an answer by this Court prior to my seeking Default.
5. While this document was not noted as an answer in my file, I now believe that
said document at least represents a defense.

Subscribed and sworn to, under the pains and penalties of perjury.

Respectfully Submitted for the Plaintiff,
DIRECTV, INC.
By Its Attorney,

5/28/04
Date



John M. McLaughlin (CT16988)
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